

TOWNSHIP OF CHESTERFIELD

ORDINANCE NO. 2022-3

AN ORDINANCE OF THE TOWNSHIP OF CHESTERFIELD, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, TO AMEND CHAPTER 70 OF THE CODE OF THE TOWNSHIP OF CHESTERFIELD ENTITLED “AMUSEMENT DEVICES”, CHAPTER 130-40 ESTABLISHING PERMITTED USES WITHIN THE PVD ZONING DISTRICT, AND SECTION 110 -70 ESTABLISHING CERTAIN FEES

WHEREAS, the Township Committee of the Township of Chesterfield has initiated numerous efforts to facilitate the success of the commercial/retail area in the Township’s “Receiving Area”, but one of the buildings remains completely vacant, and the owner/developer of same has requested the Township to consider allowing space within the building to be used for a family entertainment and amusement center; and

WHEREAS, the Township Committee has reviewed the request, has evaluated a similar facility in Freehold Township, Monmouth County, and believes that a family amusement and entertainment center would be beneficial not only to the success of this commercial/retail area of the Township, but would be beneficial to the community as a whole; and

WHEREAS, the Township Committee deems it appropriate to amend various ordinances of the Township to facilitate the utilization of the existing vacant space, with a use that fits within the character of the area, but will be available to residents customers and users inside and outside of Chesterfield.

NOW THEREFORE, BE IT ORDAINED AND ENACTED as follows:

Article I. Amended Sections

A. Chapter 70, “ Amusement Devices” is hereby amended in the following subsections:

Section 70-4 is amended at the introductory paragraph to read as follows:

“All license applicants must be at least 18 years of age and shall submit, in writing, to the Township Clerk of the Township of Chesterfield, the application form prescribed by the Legalized Games of Chance Control Commission, which shall include at least the following information:

B. Section 70-5. “Location of Devices on Premises” is hereby amended at subparagraph B(1) to change the distance of “10 feet” to “5 feet”; and to delete subparagraph (2).

C. Section 70-7 “Investigation of Applicant” is hereby amended to be entitled “Investigation of Applicant/Control and Supervision” and to add the following sentence at the end of the existing text:

“The Township Committee shall have and exercise control and supervision over all amusement games operated or conducted under such licenses issued pursuant to this ordinance, with all of the powers authorized and granted to it under the amusement games licensing Law, and all amendments and supplements thereto and regulations promulgated thereunder.”

D. Section 70-11. “Regulation of Use of Devices and Premises” is hereby amended to delete subparagraphs A and C; and to re-alphabetize the remaining subparagraphs accordingly.

“B. Chapter 130 of the Code is hereby amended at Section 130-40 “use regulations” by adding the following new permitted commercial use at Section 130-40(A)(3)(a)(vii): [vii] Family Entertainment and Amusement Centers, as otherwise authorized by license of the governing body.”

“C. Section 110-70 of the Code of the Township of Chesterfield is hereby amended to increase the license fees, from \$_____ to \$_____ per amusement device.”

ARTICLE II. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the

Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: February 24, 2022

Adopted:

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
Blazic	X						Blazic						
Koetas-Dale	X					X	Koetas-Dale						
Russo	X						Russo						
Liedtka	X				X		Liedtka						
Panfili	X						Panfili						
X – Indicates Vote		NV – Not Voting		AB – Absent		ORD – Motion		SEC - Seconded					

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